M



in re Application of Stuart D. Hellring et al.

Serial No. 10/627,776

Filing Date: July 28, 2003

For: SILICA AND SILICA=BASED SLURRY

: Group Art Unit: 1763

Examiner: George A. Goudreau

Attorney Docket No. 1673P1

Confirmation No. 5340

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

This is in response to the Office Action dated May 18, 2006 in the above-captioned application ("the Action"). In the Action, the Examiner has required a further election of species. Claims 27-31, 36 and 46-63 are pending in the application; claims 27-31, 36 and 46-63 are subject to the species election.

The Examiner asserts that the application contains claims to two patentably distinct species:

- (1) cmp slurries with no phytic acid claimed (claims 55 and 57); and
- (2) cmp slurries with phytic acid claimed (claims 56, 58 and 60).

Currently, claims 36, 46-54, 59 and 61-63 are deemed to be generic.

Applicants hereby elect the species of cmp slurries with phytic acid. Claims 56, 58 and 60 read specifically on the elected species.

Upon allowance of a generic claim applicants submit that they are entitled to consideration of claims to additional non-elected species.

I hereby certify that this correspondence is States Postal Service with sufficient postage addressed to:	
Commissioner for Patents	
P.O. Box 1450	
Alexandria, Virginia 22313-1450	4.4 -
Horma J. Jos	llina
(Signature of Person Mailing-Document)	1
	U
Norma J. Golling	5-31-2006
(Typed or printed name of person signing cert	tificate) Date

Any questions relating to the foregoing may be directed to the undersigned attorney.

Respectfully submitted,

Deborah M. Altman Registration No. 42,259

Telephone No. (412) 434-2922 Facsimile No. (412) 434-4292

Pittsburgh, Pennsylvania May 31, 2006